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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10 CITY OF GRASS VALLEY,
11 Plaintiff, No. CIV S-04-0149 DAD
12 v.
13 NEWMONT MINING CORPORATION,
14 et al.,
15 Defendants. ORDER

16 At the parties' joint request, this case was set for a status conference to discuss
17 trial procedures. On November 14, 2008, at 10:00 a.m., Michael D. Axline, Evan Eickmeyer,
18 and Howard Specter appeared on behalf of plaintiff City of Grass Valley. Michael G. Romey,
19 Susan P. Welch, Elizabeth H. Temkin, and Craig C. Allison appeared on behalf of defendants
20 Newmont Mining Corporation, Newmont USA Limited, Newmont North America Exploration
21 Limited, New Verde Mines LLC, and Newmont Realty Company.

22 For the reasons set forth on the record at the status conference, IT IS ORDERED
23 that:

24 1. Jury trial is **CONFIRMED** for **Tuesday, January 20, 2009, at 10:00 a.m.**, in
25 Courtroom No. 27. The undersigned declines to streamline the trial in the manner suggested by
26 defendants in their status conference statement.

1 2. A Final Status Conference is **SET** for **Tuesday, January 13, 2009, at 1:30**
2 **p.m.** in Courtroom No. 27. Counsel may appear at the conference telephonically. Counsel
3 wishing to make a telephonic appearance shall contact Pete Buzo, courtroom deputy to the
4 undersigned, at (916) 930-4128, at least forty-eight hours prior to the status conference.

5 3. Defendants are granted leave to add to their trial Exhibit List the two
6 documents attached to defendants' status conference statement (Doc. No. 458) .

7 4. The parties shall meet and confer regarding the reduction of exhibits and
8 witnesses for trial; revised exhibit and witness lists shall be submitted to the court on or before
9 January 10, 2009.

10 DATED: November 17, 2008.

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DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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